

SENATE BILL 3455

By Marrero B

AN ACT to amend Tennessee Code Annotated, Section 16-3-909, relative to private probation services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 16-3-909(a), is amended by adding the following:

(8) In counties having a population in excess of 400,000, the council shall provide a list of all qualified entities to the general sessions and criminal court judges in such counties. Each judge who utilizes the services of private probation services shall be required to rotate the use of each company qualified and approved to operate in the judicial district where the judge serves.

(A) Private probation companies that have met court requirements as of January 1, 2008, shall qualify to participate in the rotation. All other companies must meet guidelines and standards set forth by the private probation services council.

(B) It is an offense for an officer of the court, including a judge or attorney, to knowingly influence, directly or indirectly, the rotation process.

(C) It is an offense for any private, state or county entity that provides probation supervisory services to knowingly attempt to directly or indirectly influence the rotation process.

(D) A violation of subdivisions (5) or (6) is a Class C misdemeanor.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.